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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : John O'Connor and Steven Birken

Serial No. : 09/311,428

Examiner: Lisa V. Cook

Filed : May 13, 1999

Group Art Unit: 1641

For : METHODS FOR PREDICTING PREGNANCY OUTCOME IN A  
SUBJECT BY hCG ASSAY

1185 Avenue of the Americas  
New York, NY 10036  
February 7, 2003

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with their duty of disclosure under 37 C.F.R. §1.56, applicants request that the following disclosures be made of record in the above-identified application pursuant to 37 C.F.R. §1.97(c). These references are also listed on the attached Form PTO-1449 (**Exhibit A**). Copies of items 1-7 are attached hereto as **Exhibits 1-7**, respectively.

1. U.S. Patent No. 6,133,048, Penfold et al. issued on October 17, 2000 (**Exhibit 1**);
2. U.S. Patent No. 6,339,143, Krichevsky et al. issued on January 15, 2002 (**Exhibit 2**);
3. U.S. Patent No. 6,500,627, O'Connor et al. issued on December 31, 2002 (**Exhibit 3**);

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4. Japanese Patent No. JP 04300896 A, Seuoka et al. dated October 23, 1992 (**Exhibit 4**);
5. PCT International Publication No. WO 88/04779, published June 30, 1988 (**Exhibit 5**);
6. PCT International Publication No. WO 00/70094, published November 23, 2000 (**Exhibit 6**); and
7. European Search Report dated November 20, 2002 (**Exhibit 7**).

On November 20, 2002, a European Search Report was issued in connection with European Patent Application No. EP 99 92 5541, based on PCT International Application PCT/US99/02289 which is related to the subject application, citing item 6 above, attached hereto as **Exhibit 6**, and two additional references, Wilcox et al. (1988) and O'Connor et al. (1998). Copies of the Wilcox and O'Connor references were submitted in connection with prior application U.S. Serial No. 09/017,976, now U.S. Patent No. 6,500,627, attached hereto as **Exhibit 3**. A copy of the European Search Report is attached hereto as **Exhibit 7**.

Items 1, 4, and 5 above were cited by the Examiner in U.S. Serial No. 09/630,215, which is related to the subject application.

Applicants: John O'Connor and Steven Birke

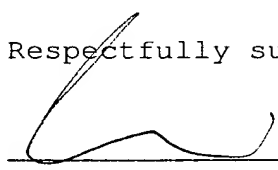
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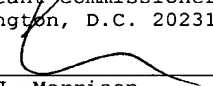
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No fee, other than the enclosed \$180.00 fee, is deemed necessary in connection with the filing of this Supplemental Information Disclosure Statement. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,

  
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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:  
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